



UNITED STATES INTERNATIONAL TRADE COMMISSION

WASHINGTON, DC 20436

March 14, 2005

TO: Interested Parties -- Commercial Availability Reviews

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Program Managers for Commercial Availability Reviews

SUBJECT: Commercial Availability Review on Shirts and Blouses of Certain
Flannel Fabrics (Investigation No. 332-465-003) - Re-submission of Two
Petitions

Two of the three petitions filed with the Committee for the Implementation of Textile Agreements (CITA), and the subject of the above-referenced commercial availability review of the U.S. International Trade Commission, have been withdrawn by the petitioner and replaced with two new petitions. The weight of the fabrics, as well as the HTS subheading for one of the fabrics, was incorrectly stated in the original petitions. In addition, one of the new petitions includes fabrics of herringbone twill construction.

The three petitions filed under the "commercial availability" provisions of the United States-Caribbean Basin Trade Partnership Act (CBTPA), as revised, cover 100% cotton woven fabrics, as follows: (1) fabrics of 4-thread twill or herringbone twill construction, of two or more yarns of different colors in the warp and filling, of yarn-dyed ring-spun plied yarns, napped on both sides (HTS statistical reporting numbers 5209.43.0050 and 5209.49.0090); (2) double-faced irregular sateen weave flannel fabrics, printed on one side on yarns of different colors, printed using fiber reactive dyes, napped on both sides, sanforized (5209.59.0025); and (3) 4-thread twill flannel fabrics, of at least two and as many as eight yarns of different colors, of yarn-dyed, combed, and ring-spun single yarns (5208.43.0000). Further details on the fabrics may be found on the website of the U.S. Department of Commerce, Office of Textiles and Apparel, at <http://otexa.ita.doc.gov/scripts/ca.exe/two>.

The two new petitions were filed on behalf of B*W*A*, New York, NY, by Sandler, Travis & Rosenberg, P.A, and received by CITA on March 9, 2005. The original petitions were received by CITA on March 3, 2005. The petitions, as revised, allege that the fabrics cannot be supplied by the domestic industry in commercial quantities in a timely manner.

The Commission will conduct the review and provide advice under its investigation No. 332-465, *Commercial Availability of Apparel Inputs (2005): Effect of Providing Preferential Treatment to Apparel Imported from Sub-Saharan African, Caribbean Basin, and Andean Countries*, instituted at the request of the United States Trade Representative (USTR). The advice concerns the probable economic effect on U.S. producers, workers, and consumers of granting duty-free treatment to apparel made in eligible countries from the specified fabrics, regardless of the source of the fabrics, should CITA determine that the fabrics cannot be supplied by the domestic industry in commercial quantities in a timely manner. The Commission will submit its advice to USTR in a classified report by April 14, 2005, and issue a public version of it soon thereafter.

The Commission invites interested parties to submit written statements (original and 3 copies) concerning issues to be addressed by the Commission in this review by March 28, 2005. Information on procedures for submitting written statements to the Commission can be found in its notice of investigation, which was published in the *Federal Register* of January 26, 2005 (70 F.R. 3728) and posted on its website at http://www.usitc.gov/secretary/fed_reg_notices/332/332_465_institution01242005sgl.pdf.

Further information on this review can be obtained from Laura Rodriguez (202-205-3499); laura.rodriquez@usitc.gov. Information on the commercial availability investigation of the Commission can be obtained from its Program Managers (see above) and from its website at http://www.usitc.gov/ind_econ_ana/research_ana/pres_cong/332/short_supply/shortsupplyintro.htm. Information on commercial availability requests is also available from the U.S. Department of Commerce, which chairs CITA, on the website of its Office of Textiles and Apparel at <http://otexa.ita.doc.gov/CA.htm>.